

**LOUISIANA PUBLIC SERVICE COMMISSION**  
**MINUTES FROM FEBRUARY 17, 2014**  
**OPEN SESSION**

***MINUTES OF FEBRUARY 17, 2014 OPEN SESSION OF THE LOUISIANA PUBLIC SERVICE COMMISSION HELD IN BATON ROUGE, LOUISIANA. PRESENT WERE CHAIRMAN ERIC SKRMETTA, VICE CHAIR CLYDE HOLLOWAY, COMMISSIONERS FOSTER CAMPBELL, LAMBERT BOISSIERE, SCOTT ANGELLE and EXECUTIVE SECRETARY EVE KAHAO GONZALEZ.***

Open Session of February 17, 2014, convening at 1:21 P.M. and adjourning at 3:13 P.M., Natchez Room, 602 N. 5<sup>th</sup> Street, 1<sup>st</sup> Floor, Baton Rouge, Louisiana, with the above-named members of the Commission and Executive Secretary Eve Kahao Gonzalez.

<b>Ex. 1</b>	<p><b>Announcements.</b></p> <p>The May 7, 2014 B &amp; E meeting will be held in Boissiere City at the request of Commissioner Campbell. Starting time to be determined.</p> <p>Commissioner Skrmetta complimented the utilities for their performance during the winter storms.</p>
<b>Ex. 2</b>	<p>LURC Corporate Matters and Hurricane Isaac Authorizations (2-6-14)</p> <p><b>In re: Discussion and possible vote to ratify the actions taken by the Louisiana Utilities Restoration Corporation Board of Directors at its April 29, 2013 and February 4, 2014 Regular Meetings.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to ratify the actions taken by the Louisiana Utilities Restoration Corporation Board of Directors at its April 29, 2013 and February 4, 2014 meetings.</p>
<b>Ex. 3</b>	<p>SEARUC Resolution on the EPA - FINAL VOTE TO APPROVE</p> <p><b>In re: Discussion and possible vote to adopt SEARUC Resolution.</b></p> <p>On motion of Commissioner Holloway, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to adopt the SEARUC Resolution on the EPA.</p>
<b>Ex. 4</b>	<p><b>T-32826</b> - Louisiana Public Service Commission vs. R &amp; M Vacuum Service, Inc. (Emerson, Arkansas). In re: Alleged violation of Louisiana Revised Statutes Title 45:1177 and 1179 as amended and General Order dated November 22, 2011 by allegedly not paying to the state a fee for the inspection, control, and supervision of the business service and rates of such common carrier.</p> <p><b>In re: Discussion and possible vote on stipulated agreement.</b></p> <p>On motion of Commissioner Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to approve the agreement between Staff and the Carrier, reached at the hearing on September 30, 2013 and further detailed below:</p> <ol style="list-style-type: none"><li>1) Within 60 days of the date of the hearing (or by November 29, 2013) the Company will file all appropriate inspection and supervision fee reports with the Louisiana Department of Revenue and become current on all payments owed for the inspection and supervision fees. The Company will provide a copy and proof of such filing and payment to the LPSC Transportation Staff within the same 60 day time frame.</li><li>2) The Company is pleading guilty to the violations alleged in this docket and accepting a \$500 suspended fine. The suspended portion of the fine will not become due or payable to the Commission unless the Company does not file the inspection and supervision fee reports and pay all amounts owed to the Louisiana Department of Revenue and provide necessary copies and proof to the Commission by November 29, 2013.</li><li>3) As the stipulated deadline has passed, R&amp;M shall submit payment of \$500.00 to the Commission as the fine is no longer considered suspended.</li></ol>

<p><b>Ex. 5</b></p>	<p>LPSC, ex parte. In re: Establishment of Commission Approved and Supervised Energy Efficiency Programs.</p> <p><b>In re: Discussion and possible vote to hire outside consultants.</b></p> <p><b>PASSED</b></p>
<p><b>Ex. 6</b></p>	<p><b>U-32977</b> - Dixie Electric Membership Corporation ("DEMCO"), ex parte. In re: Request for Establishment of Regulatory Asset and Recovery of Hurricane Isaac Storm Restoration and Repair Expenses.</p> <p><b>U-33063</b> - 2013 Formula Rate Plan Annual Report and Application for Extension of Formula Rate Plan with Modifications.</p> <p><b>In re: Discussion and possible vote to hire outside consultants.</b></p> <p>On motion of Commissioner Holloway, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to hire Henderson Ridge to assist the Commission for a budget of \$26,250 in fees, \$1,500 in expenses, for a total not to exceed budget of \$27,750.</p>
<p><b>Ex. 7</b></p>	<p>Entergy Services, Inc.'s Upcoming Request for Proposals for Limited-Term Capacity Only Products ("2014 Limited-Term Capacity Only RFP")</p> <p><b>In re: Discussion and possible vote to hire technical consultant.</b></p> <p>On motion of Commissioner Holloway, seconded by Commissioner Angelle, and unanimously adopted, the Commission voted to hire GDS to assist the Commission for a not to exceed budget of \$59,740 in fees; expenses are factored in this bid. The bid is broken out as follows- \$34,200 for review of the RFP and \$25,540 for the certification process.</p>
<p><b>Ex. 8</b></p>	<p><b>U-32138</b> - Wastewater Treatment Systems &amp; Operations, LLC (WTSO, LLC), ex parte. In re: Request for an increase in water and wastewater rates.</p> <p><b>In re: Discussion and possible vote pursuant to Rule 57 of the Commission's Rules of Practice and Procedure on Staff Report in response to 2013 Rate Review Submission in accordance with Ordering Paragraph 10 of Order No. U-32138-A (Feb. 4, 2013).</b></p> <p><b>(Exhibit 7 on January 13, 2014 B &amp; E Agenda)</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Holloway, and unanimously adopted, the Commission voted to assert its original and primary jurisdiction and take this matter up pursuant to Rule 57.</p> <p>On motion of Commissioner Holloway, seconded by Commissioner Campbell, and unanimously adopted, the Commission voted to approve the following:</p> <ol style="list-style-type: none"> <li>1. The 25.00 interim rate established in Order U-32138-A for Country Pines and South Calcasieu shall remain an interim rate until the review described below is completed.</li> <li>2. The vote contemplated in Ordering paragraph 10 of U-32138-A, which involves a consideration of rates, is deferred until such time as a Commission-retained rate case consultant along with a construction management consultant has the opportunity to review, document and verify the upgrades WTSO has stated it has made to the Calcasieu parish systems. Consistent with the above, Staff shall issue an RFP to retain a rate case consultant along with a construction management consultant to assist in this review. Following submission of the consultant's report, the Commission shall consider whether to grant the increase proposed in Section 10 of Order U-32138-A, or a different rate.</li> </ol>
<p><b>Ex. 9</b></p>	<p><b>R-31417</b> - LPSC, ex parte. In re: Re-examination of the Commission's Net Energy Metering Rules found in General Order No. R-27558, dated November 30, 2005 (the "Net Metering Order")</p> <p><b>In re: Discussion and possible vote to clarify procedures for rejection of applications pursuant to Section 5.02 of the net metering rules.</b></p> <p><b>(Exhibit 8 on January 13, 2014 B &amp; E Agenda)</b></p> <p><b>PASSED</b></p>

<b>Ex. 10</b>	<p>Entergy Services, Inc., Docket Nos. EL01-88 and related bandwidth cases, ER09-1224 &amp; ER13-432 before the Federal Energy Regulatory Commission.</p> <p><b>In re: Possible executive session pursuant to La. R.S. 42:17 to discuss litigation and settlement strategy.</b></p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere and unanimously adopted the Commission voted to enter executive session.</p> <p>On motion of Commissioner Skrmetta, seconded by Commissioner Holloway and unanimously adopted the Commission voted to exit executive session.</p>
<b>Ex. 11</b>	<p>1) Reports 2) Resolutions 3) Discussions 4) ERSC/OMS business 5) Directives</p> <p><b><u>Confidential in Camera Report Directive from Commissioner Skrmetta</u></b></p> <p>I direct utilities to file confidential reports regarding the security of their infrastructure and the grid in Docket R-32702, the Commission’s on-going rulemaking regarding security of utility infrastructure and cyber security, in order for the Commissioners and staff to review the measures in camera.</p>

On motion of Commissioner Skrmetta, seconded by Commissioner Boissiere, and unanimously adopted, the Commission voted to adjourn.

**MEETING ADJOURNED**

The next Business and Executive Session will be held Wednesday March 12, 2014 at 9:00 a.m. in Baton Rouge, Louisiana.